

**Senate Judiciary Committee Amendment No. 1 (by Fowler)**

**Amendment No. 1 to SB3228**

**Person, Curtis**  
**Signature of Sponsor**

**AMEND Senate Bill No. 3228**

**House Bill No. 3360\***

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
_____

by deleting the amendatory language of Sections 1(b)(1) and 1(b)(2) of the printed bill and by substituting instead the following:

(b)

(1) A person who is an operator or user of a sport shooting range is not subject to civil or criminal liability for noise or noise pollution, nuisance or any other claim not involving physical injury to another human, resulting from the operation or use of the sport shooting range as a sport shooting range, provided that the sport shooting range:

(A) Is currently located on the same tract or contiguous tracts of real property (continuously owned by the operator), as when it first began operation as a shooting range; and

(B) Is in compliance with any noise control laws, resolutions, ordinances or regulations issued by a unit of local government that applied to the shooting range and its operation at the time it was constructed and first began operation as a shooting range.

(2) A person who is an operator or user of a sport shooting range is not subject to an action for nuisance, abatement, or any other type of action or proceeding which would have the effect of limiting, reducing, eliminating or enjoining the use or operation of the sport shooting range as a sport shooting range, provided that the sport shooting range is in compliance with any laws, resolutions, ordinances or regulations issued by a unit of local government that applied to the range and its operation at the time it first began operation as a shooting range.

AND FURTHER AMEND BY adding the following language to Section 1 of the printed bill as a new subsection:

(d) With respect to any range that is open to the public and that begins operation after the effective date of this act and for which there are no local zoning resolutions, ordinances or regulations affecting its establishment as a sport shooting range as of the date it began operation, such range shall not be protected by the exemptions from nuisance actions contained herein until one year after the date the sport shooting range begins operation.